



**Ocharo Kebira & Company, Advocates v Africa Merchant Assurance Company Limited
(Miscellaneous Application E039 of 2024) [2025] KEHC 15584 (KLR) (31 October 2025) (Ruling)**

Neutral citation: [2025] KEHC 15584 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT BUSIA
MISCELLANEOUS APPLICATION E039 OF 2024
WM MUSYOKA, J
OCTOBER 31, 2025**

BETWEEN

OCHARO KEBIRA & COMPANY, ADVOCATES APPLICANT

AND

AFRICA MERCHANT ASSURANCE COMPANY LIMITED RESPONDENT

RULING

1. I am invited to determine a Motion, dated 10th April 2025. It seeks entry of judgement for Kshs. 125,925.00, with interest at 14% and costs of Kshs. 50,000.00. A certificate of costs is attached, dated 15th August 2025.
2. The application is opposed by the respondent, who raises issues with errors made by the taxing officer, specifically pointing out there were no instructions given to the applicant to act.
3. What is before me is not a reference, but an application to enter judgement. I, accordingly, enter judgement as prayed, save that the costs are awarded at Kshs. 3,000.00. Orders accordingly.

DELIVERED, VIA EMAIL, DATED AND SIGNED IN CHAMBERS, AT BUSIA, ON THIS 31ST DAY OF OCTOBER 2025.

W.M. MUSYOKA

JUDGE

Mr. Arthur Etyang, Court Assistant.

Advocates

Ms. Omolo, instructed by Eric Ntabo & Company, Advocates for the applicant.

Ms. Wamaitha, instructed by Nambafu & Okinyi Advocates LLP, Advocates for the respondent.

